

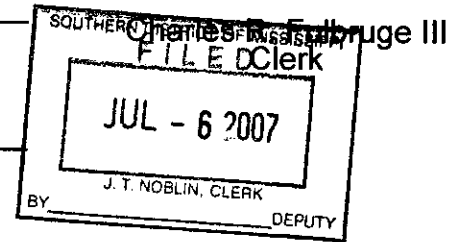
United States Court of Appeals  
Fifth Circuit

**FILED**

June 12, 2007

**UNITED STATES COURT OF APPEALS  
For the Fifth Circuit**

No. 06-60683



UNITED STATES OF AMERICA

Plaintiff-Appellee

VERSUS

TONTE DEON WALKER

Defendant-Appellant

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Appeal from the United States District Court  
For the Southern District of Mississippi, Gulfport  
1:05-CR-94-LG

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Before HIGGINBOTHAM, DAVIS, and WIENER, Circuit Judges.

PER CURIAM:<sup>1</sup>

After reviewing the record and considering the briefs of the parties and argument of counsel we are satisfied that the district court did not err in finding that the Mayor of Biloxi declared a curfew that was in effect at the time the officers stopped the defendant on the streets of Biloxi. For that reason, the district court did not err in denying Walker's motion to suppress. Accordingly the judgment appealed from is affirmed.

AFFIRMED.

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<sup>1</sup>Pursuant to 5<sup>TH</sup> CIR. R. 47.5, the Court has determined that this opinion should not be published and is not precedent except under the limited circumstances set forth in 5<sup>TH</sup> CIR. R. 47.5.4.